## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:	Application No. 10/596,209	) Confirmation No. 2420
Filed:	June 2, 2006	) Confirmation No. 3439
Applicants:	Nanping ZHONG et al.	) This Request For Corrected Filing Receipt
Title:	METHOD FOR THE ENANTIOMOERIC SEPARATION OF OPTICAL ACTIVE AMLODIPINE	was electronically filed on August 1, 2007 using the USPTO's EFS-Web.
Art Unit:	1625	)
Examiner:	Not yet assigned	) ) )
Attorney Do	cket: 8378/88501	) )
Customer No	o.: 22242	) )

Commissioner for Patents P. O. Box 1450 Alexandria, Virginia 22313-1450

ATTENTION:

Office of Initial Patent Examination

Filing Receipt Corrections

## REQUEST FOR CORRECTED FILING RECEIPT

Sir:

Enclosed is a copy of the official Filing Receipt we received from the United States

Patent and Trademark Office in connection with the above-identified application. The
following errors of a typographical nature are noted thereon for which we respectfully request
correction.

Under the section for Applicants, the city of residence for second inventor Xianfeng Zhao is misspelled. Please change Shijiazhueng to "Shijiazhuang". Support for this request is found in the Declaration and on page 1 of the Application Data Sheet.

Application No. 10/596,209
REQUEST FOR CORRECTED FILING RECEIPT dated August 1, 2007
Official Filing Receipt mailed January 17, 2007

Also under the section for Applicants, the first name of the fourth inventor Yujie Chen is misspelled. Please change Yuj<u>le</u> to "Yujie". Support for this request is found in the Declaration and on page 2 of the Application Data Sheet.

Under the section for Assignment For Published Patent Application, the Assignee's name is misspelled. Please change Shijiazhuang Pharmaceutical Group Ouyl Pharma Co., Ltd to "Shijiazhuang Pharmaceutical Group Oyui Pharma. Co., Ltd." Support for this request is found in the Assignment and on page 4 of the Application Data Sheet.

Copies of the Declaration, Assignment, and Application Data Sheet are attached hereto for convenience. It is respectfully requested that the United States Patent and Trademark Office issue a corrected Filing Receipt to incorporate all of the changes herein requested.

The Commissioner is hereby authorized to charge any additional fees which may be required with respect to this communication, or credit any overpayment, to Deposit Account No. 06-1135.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

Dated: \_\_August 1, 2007\_

Edward E. Clair Registration No. 51,565

120 South LaSalle Street, Suite 1600 Chicago, Illinois 60603-3406 Telephone (312) 577-7000 Facsimile (312) 577-7007 488656





## UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/596,209	06/02/2006	1625	900	8378/88501		12	2

**CONFIRMATION NO. 3439** 

FILING RECEIPT

\*OC00000022000330\*

22242 FITCH EVEN TABIN AND FLANNERY 120 SOUTH LA SALLE STREET SUITE 1600 CHICAGO, IL 60603-3406

Date Mailed: 01/17/2007

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

### Applicant(s)

Nanping Zhong, Shijiazhuang, CHINA; Xianfeng Zhao, Shijiazhueng, CHINA; Hui Ma, Shijiazhuang, CHINA; Yujie Yujle Chen, Shijiazhuang, CHINA;

Shijiazhuang

Assignment For Published Patent Application

SHIJIAZHUANG PHARMACEUTICAL GROUP OUYL PHAMA CO., LTD, SHIJIAZHUANG, CHINA Ouyi Pharma. Ltd.

Power of Attorney: The patent practitioners associated with Customer Number 22242.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/CN04/01412 12/03/2004

Foreign Applications

CHINA 200310119335.7 12/05/2003

If Required, Foreign Filing License Granted: 01/16/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US10/596,209

Projected Publication Date: 04/26/2007

Non-Publication Request: No

Early Publication Request: No

Title

Method for the enantiomoeric separation of optical active amlodipine

**Preliminary Class** 

546

## PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filling of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filling of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

### **GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where

the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

### **NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

	DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION	Attorney Docket No.: Customer No.:	8378/88501 22242
恩	Declaration Submitted With Initial Filing	First Named Inventor: Application Number:	Nanping ZHONG et al.  Not yet assigned
<u></u>	Declaration Submitted After ) Initial Filing	Filing Date:	Herewith
	j J	Art Unit:	Not yet assigned
	<b>)</b>	Examiner Name:	Not yet assigned

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my nume.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention antitled:

A METHOD FOR THE ENANTIOMOERIC SEPARATION OF OPTICAL ACTIVE AMLODIPINE

(Title of Invention)

# the specification of which:

- is attached hereto, or

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above-

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, \$1.56. (20.2%)

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) or §365(b) of any foreign application(s) for parent or inventor's certificate, or §365(a) of any FCT international application which designated at least one country other than the United States of America, listed below, and I have also identified below, by checking the box, any foreign

Dacieration 1-0803

application for patent or inventor's certificate, or any PCT international application, on this invention filed by me or my legal representatives or assigns and having a filing date before that of the application on which priority is claimed:

Prior Foreign Application			
Number(s)	Country	Foreign <u>Filing Date</u>	Priority Not Claimed
200310119335,7	China	December 5, 2003	0

Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code, \$119(e) of any United States provisional application(s) listed below:

Provisional Application Number(s)	•	 Provisional Application Filing Date
NONE		

Additional provisional application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code, §120, of any prior United States application(s), or under §365(c) of any PCT international application(s) designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose all information known by me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56, which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

Prior U.S. Application Number	Prior PCT International Application Number PCT/CN2004/001412	Filing Date of U.S. or PCT International Application	Patent Number (if applicable)
•	10170142004/001412	December 3, 2004	

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet attached hereto.

As a named inventor, I hereby appoint the practitioners associated with Customer Number 22242, with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and request that all correspondence and telephone calls in respect to this application be directed to FITCH, EVEN, TABIN & FLANNERY, Suite 1600, 120 South LaSalle Street, Chicago, Illinois 60603-3406, Telephone No. (312) 577-7000, Facsimile No. (312) 577-7007, CUSTOMER NUMBER 22242.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made herein on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity or enforceability of the application or any patent issued thereon.

Full name of sole or one joint inventor: (Given names first, with Family name last)

Inventor's signature:

Date:

Residence: (City and State for U.S. Residents; City and Country for others)

Post Office Address:

Citizenship:

Nanping Zhong

2006年6月1

Shijiazhuang, Hebei Province, Peoples Republic of China

Zhong-shan West Road 276 Shijiazhuang, Hebel Province, 050051 Peoples Republic of China

Peoples Republic of China

Full name of one joint inventor: (Given names first, with Family name last)

Inventor's signature:

Date:

Residence: (City and State for U.S. Residents; City and Country for others)

Post Office Address:

Citizenship:

Xianfeng Zhao

赵隆峰

2006.6.1

Shijiazhuang, Hebei Province, Peoples Republic of China

Zhong-shen West Road 276 Shijiazhuang, Hebei Province, 050051 Peoples Republic of China

Peoples Republic of China

# Attorney Docket No. 8378/88501

Full	name	of	one	joint	invent	or:	
(Give	en nam	105	first,	with	Family	กลภาจ	last

Inventor's signature:

Date:

Residence: (City and State for U.S. Residents; City and Country for others)

Post Office Address:

Citizenship:

Hui Ma.

Shijiazhuang, Hebei Province, Peoples Republic of China

Zhong-shan West Road 276 Shijiazhuang, Hebei Province, 050051 Peoples Republic of China

Peoples Republic of China

# Attorney Docket No. 8378/88501

Full name of one joint inventor: (Given names first, with Family name last)	Yujie Chen
Inventor's signature:	74.3%
Date:	2016. 6.1.
Residence: (City and State for U.S. Residents; City and Country for others)	Shijiazhuang, Hebei Province, Peoples Republic of China
Post Office Address;	Zhong-shan West Road 276 Shijiazhuang, Hebel Province, 050051 Peoples Republic of China
Citizenship:	Peoples Republic of China

Declaration 6-0803

# ASSIGNMENT

We, Nanping Zhong, of Zhong-shan West Road 276, Shijiazhuang, Hebei Province, 050051, Peoples Republic of China, Kianneng Zhao, of Zhong-shan West Road 276, Shijiazhuang, Hebei Province, 050051, Peoples Republic of China, Hui Ma, of Zhong-shan West Road 276, Shijiazhuang, Hebei Province, 050051, Peoples Republic of China, and Yujie Chen, of Zhong-shan West Road 276, Shijiazhuang, Hebei Province, 050051, Peoples Republic of China, for good and valuable consideration, receipt of which is hereby acknowledged, have assigned and do hereby assign to Shijiazhuang Pharmaceutical Group Oum Pharma. Co., Ltd., having its principal place of business at Zhong-shan West Road 276, Shijiazhuang, Hebei Province, 050051, Peoples Republic of China, its successors, assigns and legal representatives, the entire right, title and interest, in and to all subject matter invented by us and disclosed in the National Phase Application for Letters Patent of the United States based on International Application Number PCT/CN2004/001412 and entitled

## A METHOD FOR THE ENANTIOMOERIC SEPARATION OF OPTICAL ACTIVE AMLODIPINE

and in and to all Letters Patent and all Convention and Treaty rights of all kinds, including the right to claim priority from said application, and all rights in and to any continuation, continuation-in-part, and divisional application therefrom, and any reissue or re-examination as to any Letters Patent issuing therefrom, in all countries

throughout the world, for all such subject matter described therein, including all rights of action and rights to recover damages for past infringements. I agree to sign all documents necessary to secure all said Letters Patent and rights, and request issuance of all said Letters Patent to the above assignee in accordance with this assignment.

We hereby authorize and request our attorneys, Fitch, Even, Tabin & Flannery, of 120 South LaSalle Street, Suite 1600, Chicago, Illinois 60603-3406, to insert here in parenthesis (Application No. 10/596, 209 filed June 2, 2006) the filing date and application number of said application when known.

| GRID | 2006 | Exercise | Flannery, of 120 South LaSalle Street, Suite 1600, Chicago, Illinois 60603-3406, to insert here in parenthesis (Application No. 10/596, 209 filed June 2, 2006)

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Application Data Sheet 37 CFR 1.7			1 76	Attorney Docket Number			ımber	8378/	/88501			
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Approved for use through 07/31/2006. OMB 0651-0032
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Annlication Dat	a Shoot 37 CEE	1 76	Attorne	By Doci	Ket Ni	umber	8378/8	8501	
Application Data Sheet 37 CFR 1.76				ation N	umbe	r			
Title of Invention	Title of Invention A Method For The Enantiomoeric Separation Of Optical Active Amlodipine								
Citizenship under	37 CFR 1.41(b) i	CN	· · · · · ·						
Mailing Address of	f Applicant:					<del></del>			
Address 1	Zhong-shan W	est Road	276						
Address 2									
City Shijiazhu	uang, Hebei Province				State	e/Provin	ce		
Postal Code	050051			Cour	ntry	China			
Applicant 4						<del>*************************************</del>			
Applicant Authorit	y • Inventor   OL	egal Rep	resentativ	e unde	r 35 l	J.S.C. 11	7	Party of Interest under 35 U.S.	.C. 118
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Citizenship under	37 CFR 1.41(b) i	CN							
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Address 2				<del></del>				T	
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Customer Number	22242								
Email Address	eclair@fitch	even.cor	n					Add Email Remove	Email
Application In	formation:								
Title of the Invention	on A Method F	or The E	nantiomo	eric Se	paratio	on Of Opt	ical Activ	ve Amlodipine	
Attorney Docket N	umber 8378/88501	8378/88501				mall Ent	ity Stat	tus Claimed	
Application Type	Nonprovision	onal							
Subject Matter	Utility								
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Approved for use through 07/31/2006. OMB 0651-0032
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Application Data Sheet 37 CFR 1.76		Attorney D	ocket Number						
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Title of Invention A Method For The Enantiomoeric Separation Of Optical Active Amlodipine									
Publication Inform	nation:								
Request Early	Publica	ation (Fee required a	time of Red	uest 37 CFR 1.2	?19)				
Request Not to Publish. I hereby request that the attached application not be published under 35 U.S.C. 122(b) and certify that the invention disclosed in the attached application has not been and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.									
Representative Information:  Representative information should be provided for all practitioners having a power of attorney in the application. Providing this information in the Application Data Sheet does not constitute a power of attorney in the application (see 37 CFR 1.32).  Enter either Customer Number or complete the Representative Name section below. If both sections									
Please Select One		Number will be used fo  Oustomer Number	· · · · · · · · · · · · · · · · · · ·	Patent Practition			tive (37 CFR 11.9)		
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application data shee (4), and need not oth	t constituerwise b	plicant to claim benefit utes the specific reference e made part of the speci-	nce required t			37 CFR 1.78			
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This section allows for the applicant to claim benefit of foreign priority and to identify any prior foreign application for which priority is not claimed. Providing this information in the application data sheet constitutes the claim for priority as required by 35 U.S.C. 119(b) and 37 CFR 1.55(a).									
		•		•		Re	move		
Application Nur	nber	Country	y i	Parent Filing Date (YYYY-MM-DD) Priority Claimed					
200310119335.7		CHINA		2003-12-05			Yes     No		
Additional Foreign Priority Data may be generated within this form by selecting the Add button.									
Assignee Info	rmati	ion:							
Providing this information in the application data sheet does not substitute for compliance with any requirement of part 3 of Title 37 of the CFR to have an assignment recorded in the Office.									
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Application Da	eta Shoot 37 CED 4 76	Attorney Docket Number	8378/88501
Application Data Sheet 37 CFR 1.76		Application Number	
Title of Invention	A Method For The Enantiomo	eric Separation Of Optical Activ	e Amlodipine
Organization Name	QL:::		

Organization Name	Shijiazhuang Pharmaceutical Group Ouyi Pharma. Co., Ltd.					
Mailing Address Info	ormation:		***************************************			
Address 1	Zhong-shan West Road 276					
Address 2						
City	Shijiazhuang, Hebei Province	State/Province				
Country   CN		Postal Code	050051			
Phone Number		Fax Number				
Email Address						
Additional Assignee Dutton.	Data may be generated within this fo	rm by selecting the Ac	dd			

# Signature:

A signature of the applicant or representative is required in accordance with 37 CFR 1.33 and 10.18. Please see 37 CFR 1.4(d) for the form of the signature.							
Signature	Edul & Ch		Date (YYYY-MM-DD)	2006-06-02			
First Name	Edward E.	Last Name	Clair	Registration Number	51.565		

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